

- (c) Any of the provisions of this Section and these Subsections, is hereby declared to be a nuisance and shall be subject to abatement as hereinafter provided.

When any person has been convicted of or pleaded guilty to any violation of any law of this City or of any law of this state, which offense involved the operation, use, maintenance or possession of any article declared by this Subsection to be a nuisance, then such article shall be destroyed by the Chief of Police after the plea or after the judgment of conviction has become final.

If any article subject to destruction as hereinabove provided is in the custody of any court within the City, the Chief of Police shall cause an application to be made to the judge of said court for an order releasing such article to him in order that he may comply with this section.

(Incorp. 1-22-1952 by O-5046 N.S., contained in O-2429 N.S. adopted 4-28-1942.)

§56.24.1 Definition of Model Glue

As used in this Article, the term “model glue” shall mean any glue or cement of the type commonly used in the building of model airplanes, boats, and automobiles, or any other substance containing toluene, acetone, or other solvent or chemical having the property of releasing toxic vapors.

(“Definition of Model Glue” added 7-18-1967 by O-9670 N.S.)

§56.24.2 Inhalation of Fumes Prohibited

No person shall, for the purpose of causing a condition of intoxication, euphoria, excitement, exhilaration, stupefaction, or dulling of the senses or nervous system, intentionally smell or inhale the fumes from any model glue: Provided, however, that this section shall not apply to the inhalation of any anesthesia for medical or dental purposes.

(“Inhalation of Fumes Prohibited” added 7-18-1967 by O-9670 N.S.)

§56.27 Disorderly or Offensive Conduct in Public Places — Prohibited

That is shall be and is hereby declared to be unlawful for any person to be guilty of any offensive or disorderly conduct in or upon any of the streets, alleys, sidewalks, squares, parks, or in any store, or other public place in said City, and it shall be unlawful for any person to make any loud noise, or disturbance, or use any loud, noisy, boisterous, vulgar, or indecent language on any of the streets, alleys, sidewalks, square, park, or in any store or other public place in said City.

(Incorp. 1-22-1952 by O-5046 N.S., contained in O-567 N.S. adopted 12-12-1934.)

§56.30 Seditious Language — Prohibited

That it shall be and hereby is declared to be unlawful for any person within the said City of San Diego to utter or use within the hearing of one or more persons any seditious language, words or epithets, or to address to another, or to utter in the presence of another, any words, language or expression or seditious remarks, having a tendency to create a breach of the public peace.

(Incorp. 1-22-1952 by O-5046 N.S., contained in O-7357 O.S. adopted 4-22-1918.)

§56.40 Mar, Deface Windows — Prohibited

That it shall be unlawful for any person or persons to mark, mar or daub windows with paraffin, soap, beeswax or other substance, in The City of San Diego.

(Incorp. 1-22-1952 by O-5046 N.S.)

§56.50 Loud Noises or Disturbances as Threats — Prohibited

That it shall be unlawful for any person or persons in or upon any public street, sidewalk, alley, or other public place in The City of San Diego, to make any loud or unusual noise, or to speak in a loud or unusual tone, or to cry out and proclaim, or to use any threatening, profane or vulgar language for the purpose of inducing or influencing any person:

- (a) To refrain from or discontinue entering or leaving any works, factory, shop, store, hotel, restaurant, public conveyance, or any other place where business is transacted, conducted or carried on, or where any person is employed, or,
- (b) To refrain from or discontinue using any goods, wares, or merchandise, or patronizing the business of any person, firm, or corporation, or,
- (c) To refrain from or discontinue the services of employment of any person, firm or corporation, whether such services be personal, professional, or otherwise, or,
- (d) To refrain from or discontinue performing any service, employment, or labor in any works, factory, shop, store, hotel, restaurant, public conveyance, or any other place where business is transacted, conducted or carried on or where any person is employed; or, for the purpose of intimidating, threatening, or coercing any person who is performing or seeking employment or labor in any works, factory, shop, store, hotel, restaurant, public conveyance, or any other place where business is transacted, conducted or carried on, or where any person is employed.

(Incorp. 1-22-1952 by O-5046 N.S.)

§56.51 Picketing for Purpose of Intimidation — Prohibited

That it shall be unlawful for any person or persons in or upon any public street, sidewalk, alley, or other public place in The City of San Diego, to picket, act as a picket, or assist or engage in any act of picketing for the purpose of intimidating, threatening and coercing any person, or in such manner, or in such numbers, as to intimidate, threaten or coerce any person; or to place, carry, show or display any banner, badge, sign or other signal in front of or in the vicinity of, any works, factory, shop, store, hotel, restaurant, public conveyance, or any other place where business is transacted, conducted or carried on, for the purpose of intimidating, threatening and coercing any person, or in such a manner, or in such numbers as to intimidate, threaten and coerce any person;

- (a) To refrain from entering or leaving such place, or,
- (b) To refrain from or discontinue purchasing or using any goods, wares, or merchandise, or other articles manufactured, prepared, sold or kept for sale in such place, or,
- (c) To refrain from or discontinue visiting, entering or leaving any place where professional or other services are to be had or engaged, or,
- (d) To refrain from or discontinue performing any service, work, or labor in any such place;
- (e) To refrain from performing, engaging to perform, or seeking service, work or labor in such place.

(Incorp. 1-22-1952 by O-5046 N.S.)

§56.52 Causing Breach of Peace by Picketing — Prohibited

That it shall be unlawful for any person or persons in or upon any public street, sidewalk, alley, or other public place in The City of San Diego to picket, act as a picket, or assist or engage in any act of picketing, or to place, carry, show or display any banner, badge, sign or other signal in front of or in the vicinity of any works, factory, shop, store, hotel, restaurant, public conveyance, or any other place where business is transacted, conducted or carried on, in a manner calculated or intended to cause or incite a public disturbance, or a breach of the peace, or in a manner the natural and reasonable tendency of which may cause or incite public disturbance or a breach of the peace.

(Incorp. 1-22-1952 by O-5046 N.S.)

§56.53 Nudity on Public Lands

- (a) Purpose And Intent. The presence of persons who are nude and exposed to public view in or on public rights of way, public parks, public beaches or any other public land, or in or on any private property open to public view from any public right of way, public beach, public park, or other public land, is offensive to members of the general public unwillingly exposed to such persons. The provisions of this section are enacted for the purpose of securing and promoting the public health, morals and general welfare of all persons in the City of San Diego.
- (b) Definitions. Whenever in this section the word “nude” is used, it shall mean devoid of an opaque covering which covers the genitals, pubic hair, buttocks, perineum, anus or anal region of any person, or any portion of the breast at or below the areola thereof of any female person.

Whenever in this section the term “public right of way” is used, it shall mean any place of any nature which is dedicated to use by the public for pedestrian and vehicular travel, and includes, but is not limited to, a street, sidewalk, curb, gutter, crossing, intersection, parkway, highway, alley, lane, mall, court, way, avenue, boulevard, road, roadway, viaduct, subway, tunnel, bridge, thoroughfare, square, and any other similar public way.

- (c) Nudity Prohibited. No person over the age of ten years shall be nude and exposed to public view in or on any public right of way, public park, public beach or waters adjacent thereto, or other public land, or in or on any private property open to public view from any public right of way, public beach, public park, or other public land.
- (d) The provisions of this section shall not apply to live theatrical performances performed in a theater, concert hall, or other similar establishment located on public land. As used in this section, theater, concert hall or similar establishment means a building, playhouse, room, hall or other enclosed place not open to public view from any public right of way but having a stage upon which movable scenery is located and theatrical, vaudeville or similar performances are given and seats so arranged that a body of spectators can have an unobstructed view of the stage and whose primary function is to give such performances.

(Amended 11-19-1979 by O-15083 N.S.)